

HOUSE JOURNAL

SEVENTY-FIFTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-SECOND DAY — TUESDAY, MARCH 11, 1997

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 38).

Present — Mr. Speaker; Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Cuellar; Culberson; Danburg; Davila; Davis; Delisi; Denny; Driver; Dukes; Dunnam; Edwards; Ehrhardt; Eiland; Elkins; Finnell; Flores; Gallego; Galloway; Garcia; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Hodge; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Kamel; Keel; Keffer; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moffat; Moreno; Mowery; Naishtat; Nixon; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Rhodes; Roman; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williams; Williamson; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Absent, Excused — Rodriguez.

Absent — Craddick; Dutton; Farrar; Junell.

The invocation was offered by Carl Smith, pastor, First Baptist Church, Center, as follows:

O Lord, our Lord, how majestic is your name in all the earth. Wisdom and power belong to you. It is in your power to change the times and the seasons. You remove kings and establish kings and give wisdom to wise men and knowledge to men of understanding. Send us today your truth so that we may not walk in ignorance. Grant us courage to stand for truth when it is discovered. Send us your light so we may not stumble in darkness and bring hurt to ourselves or to someone who may be following us.

While we place our hope in the world to come, we thank you for the privilege of being residents of this world. We therefore have a duty not only to you, but to our fellow man, to this state and this nation. Help us to be worthy of our responsibility.

I ask your blessing upon this assembled body and its leaders as they do their work this day, to make this, our state, a place where our children and grandchildren may safely grow in favor with God and man.

This is my prayer in the name of he who is the same yesterday, today, and forever, Christ Jesus, our Lord.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business in the district:

Rodriguez on motion of Price.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Garcia on motion of A. Reyna.

(Craddick and Junell now present)

**HR 326 - ADOPTED
(by Wohlgemuth)**

Representative Wohlgemuth moved to suspend all necessary rules to take up and consider at this time **HR 326**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 326, Recognizing March 11, 1997 as Johnson County Day at the Capitol.

HR 326 was read and was adopted without objection.

On motion of Representative Pitts, the names of all the members of the house were added to **HR 326** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Wohlgemuth, who introduced a delegation from Johnson County: Roger Harmon, county judge; Tom Hazelwood, mayor of Cliburn; Rick Roper, mayor of Burleson; and Gary Henrich, mayor of Keene.

**HCR 134 - ADOPTED
(by Carter)**

Representative Carter moved to suspend all necessary rules to take up and consider at this time **HCR 134**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 134, Recognizing March 11, 1997, as the official public opening of the Lone Star Dinosaurs in the Lone Star State and Honoring the Fort Worth Museum of Science and History.

HCR 134 was read and was adopted without objection.

On motion of Representative Moffat, the names of all the members of the house were added to **HCR 134** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Carter, who introduced Don Otto, president of the Fort Worth Museum of Science and History and, Gretchen Denny, vice-president of the Fort Worth Museum of Science and History.

HCR 61 - ADOPTED (by G. Lewis)

Representative G. Lewis moved to suspend all necessary rules to take up and consider at this time **HCR 61**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 61, Commemorating the 16th anniversary of B&B Publishing, Inc.

HCR 61 was adopted without objection.

HCR 62 - ADOPTED (by G. Lewis)

Representative G. Lewis moved to suspend all necessary rules to take up and consider at this time **HCR 62**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 62, Commemorating the 125th anniversary of Forest Hill Presbyterian Church.

HCR 62 was adopted without objection.

HCR 63 - ADOPTED (by G. Lewis)

Representative G. Lewis moved to suspend all necessary rules to take up and consider at this time **HCR 63**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 63, Honoring Dr. Raymond W. Barber, pastor of Worth Baptist Church of Fort Worth, on the occasion of his retirement.

HCR 63 was adopted without objection.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Dutton now present)

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

HB 566 ON SECOND READING **(by Oliveira and Yarbrough)**

HB 566, A bill to be entitled An Act relating to deductions from the winnings of lottery winners determined to be delinquent in certain amounts collected by the Texas Workforce Commission.

HB 566 was read second time on March 10 and was postponed until 10:30 a.m. today.

Amendment No. 1

Representative Thompson offered the following amendment to **HB 566**:

Amend **HB 566** as follows:

(1) Add the following appropriately numbered section:

SECTION ____ . Subchapter I, Chapter 466, Government Code, is amended by adding Section 466.4075 to read as follows:

Sec. 466.4075. DEDUCTIONS OF CHILD SUPPORT FROM CERTAIN LOTTERY WINNINGS. (a) This section applies only to a prize that is required to be awarded by the director under Section 466.402(b).

(b) The executive director shall deduct an amount a court has ordered a person to pay as delinquent or other child support from a person's winnings if the executive director has been provided with a copy of a court order, a notice of a child support lien for delinquent child support created under Subchapter G, Chapter 157, Family Code, or a writ of withholding issued under Chapter 158, Family Code.

(c) If a person's winnings exceed the amount deducted under Subsection (b) and any other section of this chapter allowing a deduction from the winnings of a lottery winner, the executive director shall pay the balance to the person. The executive director shall transfer the money deducted under Subsection (b) to the appropriate person.

(d) The commission shall adopt rules necessary to administer this section.

(2) Renumber the remaining sections of the bill accordingly.

Amendment No. 1 was adopted without objection.

Amendment No. 2

Representative Wohlgemuth offered the following amendment to **HB 566**:

Amend **HB 566** as follows:

(1) On page 1, line 17, strike "or" and substitute "[or]".

(2) On page 1, line 19, strike the period and substitute "; or".

(3) On page 1, between lines 19 and 20, insert the following:

"(5) delinquent in payment of an obligation to the crime victims compensation fund or in the payment of an order of restitution following conviction in a criminal case."

Amendment No. 2 was adopted without objection.

HB 566, as amended, was passed to engrossment.

**GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING**

The following bills were laid before the house and read third time:

**HB 979 ON THIRD READING
(by Junell, et al.)**

HB 979, A bill to be entitled An Act relating to the duration of certain agreements between a local government and this state or the United States in connection with an airport or air navigation facility.

A record vote was requested.

HB 979 was passed by (Record 39): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davila; Davis; Delisi; Denny; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Finnell; Flores; Gallego; Galloway; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Junell; Kamel; Keel; Keffer; King; Krusee; Kubiak; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moffat; Moreno; Mowery; Naishtat; Nixon; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Rhodes; Roman; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williams; Williamson; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Garcia; Rodriguez.

Absent — Farrar; Hodge; Kuempel.

**HB 520 ON THIRD READING
(by Woolley)**

HB 520, A bill to be entitled An Act relating to menhaden boat licenses.

HB 520 was passed.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of illness in the family:

Kuempel on motion of Holzheuser.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 4).

**HB 578 ON THIRD READING
(by Craddick)**

HB 578, A bill to be entitled An Act relating to certain licensed nonresident insurance agents.

Amendment No. 1

Representative Craddick offered the following amendment to **HB 578**:

Amend **HB 578**, (Second reading engrossment), as follows:

Strike Section 4 of the bill (page 7, lines 20-24), and substitute the following:

SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Amendment No. 1 was adopted without objection.

A record vote was requested.

HB 578, as amended, was passed by (Record 40): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davila; Davis; Delisi; Denny; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Finnell; Flores; Gallego; Galloway; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Hodge; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Junell; Kamel; Keel; Keffer; King; Krusee; Kubiak; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moffat; Moreno; Mowery; Naishtat; Nixon; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Rhodes; Roman; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williams; Williamson; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Garcia; Kuempel; Rodriguez.

Absent — Farrar.

HCR 135 - ADOPTED
(by Yarbrough and Bailey)

Representative Yarbrough moved to suspend all necessary rules to take up and consider at this time **HCR 135**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 135, Congratulating Craig William Hemenway on attaining the rank of Eagle Scout.

HCR 135 was adopted without objection.

RULES SUSPENDED

Representative Hill moved to suspend the 48-hour subcommittee report rule to allow the Committee on Urban Affairs, to consider **HB 776**, **HB 110**, **HB 111**, and **HB 112**.

The motion prevailed without objection.

Representative Gallego moved to suspend all necessary rules to allow the Committee on Appropriations, Subcommittee on Emoluments, to meet.

The motion prevailed without objection.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Insurance, Subcommittee on Auto Insurance, 8 a.m. Thursday, March 13, E2.010, Capitol Extension, to consider **HB 18**, **HB 258**, **HB 366**, **HB 423**, **HB 627**, **HB 804**, **HB 853**, **HB 937**, **HB 989**, and **HB 1047**.

Energy Resources, on adjournment today.

Economic Development, on adjournment today.

Appropriations, Subcommittee on Emoluments, 1:30 p.m. Wednesday, March 12, house appropriations room.

ADJOURNMENT

Representative Hightower moved that the house adjourn until 10 a.m. tomorrow in memory of J. A. Moya of Woodville.

The motion prevailed without objection.

The house accordingly, at 11:19 a.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were

today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HB 2312 (by Van de Putte), Relating to the creation of the Small Business Advocacy Office within the Texas Department of Commerce.
To Economic Development.

HB 2313 (by Van de Putte), Relating to the provision of transportation services to entities that receive transportation funds from the federal government in connection with the provision of social services.
To Human Services.

HB 2314 (by Van de Putte and Hill), Relating to certain fees imposed on title insurance policies.
To Insurance.

HB 2315 (by Van de Putte), Relating to the student union building fees at The University of Texas at San Antonio.
To Higher Education.

HB 2316 (by Rangel, Serna, and Hinojosa), Relating to the provision of utility service in economically distressed subdivisions.
To Land & Resource Management.

HB 2317 (by Rangel, Serna, and Hinojosa), Relating to variances from platting requirements in economically distressed subdivisions.
To Land & Resource Management.

HB 2318 (by Hilderbran), Relating to the charge and control of certain state facilities located in Kerrville.
To Land & Resource Management.

HB 2319 (by Van de Putte), Relating to laws regulating the distribution and dispensation of controlled substances and to the enforcement of those laws.
To Public Health.

HB 2320 (by Tillery), Relating to benefits from the Employees Retirement System of Texas for certain employees of the Commission on Law Enforcement Officer Standards and Education.
To Pensions & Investments.

HB 2321 (by Palmer), Relating to nursing home bed certification and decertification.
To Human Services.

HB 2322 (by Maxey), Relating to the regulation of certain food establishment personnel; providing a penalty.
To Public Health.

HB 2323 (by Place), Relating to the repeal of archaic provisions in the Code of Criminal Procedure, the amendment of the code to conform to certain judicial decisions, and other technical corrections in the code.
To Criminal Jurisprudence.

HB 2324 (by Allen), Relating to the organization and operation of prison industries, agricultural programs, and work programs of the Texas Department of Criminal Justice; providing a penalty.

To Corrections.

HB 2325 (by Allen), Relating to the offense of possessing a firearm, illegal knife, club, or prohibited weapon in a place where weapons are prohibited.

To Criminal Jurisprudence.

HB 2326 (by Allen), Relating to the creation of the victim services division of the Texas Department of Criminal Justice and the assignment of certain powers and duties to that division.

To Corrections.

HB 2327 (by Allen), Relating to the terms of tax abatement agreements entered into by the Dallas County Flood Control District No. 1.

To Natural Resources.

HB 2328 (by S. Turner), Relating to an exception to the open meetings law for certain deliberations of the board of a hospital district.

To State Affairs.

HB 2329 (by S. Turner), Relating to certain requirements applicable to juvenile justice alternative education programs.

To Public Education.

HB 2330 (by S. Turner), Relating to requirements applicable to alternative education programs.

To Public Education.

HB 2331 (by Giddings), Relating to uniform admission and reporting procedures for institutions of higher education.

To Higher Education.

HB 2332 (by Hinojosa), Relating to permitting the Board of Regents of The University of Texas System to convey certain real property to a political subdivision located in Hidalgo County.

To Land & Resource Management.

HB 2333 (by R. Lewis), Relating to certain fees related to water quality.

To Natural Resources.

HB 2334 (by Keel), Relating to the annexation of a portion of certain municipal utility districts.

To Land & Resource Management.

HB 2335 (by Smith), Relating to the continuation of certain crime control and prevention districts.

To County Affairs.

HB 2336 (by Wolens), Relating to the purchase of goods and services by the state and to purchasing services provided by the state to local governments.

To State Affairs.

HB 2337 (by Bosse), Relating to the application of the indirect cost recovery program to certain indirect costs of the Texas Department of Transportation.

To Transportation.

HB 2338 (by Goolsby and Keel), Relating to the regulation of certain activities by a pawnbroker.

To Financial Institutions.

HB 2339 (by Talton), Relating to the extension of restrictions imposing regular assessments in certain residential real estate subdivisions.

To Land & Resource Management.

HB 2340 (by Talton), Relating to the liability of a criminal defendant and the defendant's sureties on a personal bond or a bail bond.

To Criminal Jurisprudence.

HB 2341 (by Place), Relating to certification of bail bondsmen by the Texas Department of Licensing and Regulation; providing a penalty.

To Criminal Jurisprudence.

HB 2342 (by D. Jones), Relating to the membership of the Texas Real Estate Inspector Committee.

To Licensing & Administrative Procedures.

HB 2343 (by Pitts), Relating to facilitating victim-offender mediation as a part of a plea-bargain arrangement.

To Criminal Jurisprudence.

HB 2344 (by Berlanga and Maxey), Relating to the regulation of certain air ambulance companies.

To Public Health.

HB 2345 (by Hightower), Relating to the authority of a general-law municipality to annex additional areas.

To Land & Resource Management.

HB 2346 (by Luna and Berlanga), Relating to the creation of a judicial district composed of Nueces County.

To Judicial Affairs.

HB 2347 (by Seaman), Relating to the regulation of mariculture facilities in Aransas County.

To Land & Resource Management.

HB 2348 (by Seaman), Relating to the operation of the Jackson County Hospital District.

To County Affairs.

HB 2349 (by Hamric), Relating to the applicability of the Private Real Property Rights Preservation Act to certain political subdivisions.

To Land & Resource Management.

HB 2350 (by Hernandez), Relating to funding instruction in languages other than English in public schools.

To Public Education.

HB 2351 (by Marchant), Relating to procedures applicable to providing certain protection for the owner of a vehicle that is security for a sale or lease contract.

To Financial Institutions.

HB 2352 (by Marchant), Relating to the registration of mortgage brokers.
To Financial Institutions.

HB 2353 (by Finnell), Relating to rural rail transportation districts.
To Transportation.

HB 2354 (by Maxey), Relating to the use of electronic transfer and data matching in connection with certain benefits programs.
To Public Health.

HB 2355 (by Maxey), Relating to the use of preferential voting in certain elections.
To Elections.

HB 2356 (by Davis), Relating to the administration of state-owned historical parks, structures, and sites by the Texas Historical Commission; making a contingent appropriation; providing penalties.
To State, Federal & International Relations.

HB 2357 (by Hirschi), Relating to monitoring of compliance with and enforcement of environmental laws by the Texas Natural Resource Conservation Commission and reporting on enforcement actions.
To Environmental Regulation.

HB 2358 (by Counts, Naishtat, B. Turner, Hunter, Junell, et al.), Relating to the management of certain funds by the Veterans Land Board, to the creation of veterans assistance centers, and to the Veterans Land Board's entering into bond enhancement agreements for certain bonds.
To Pensions & Investments.

HB 2359 (by Counts), Relating to the issuance of permits authorizing certain vehicles to exceed allowable size and weight.
To Transportation.

HB 2360 (by Hilbert), Relating to the transfer of certain property to a custodian under the Uniform Transfers to Minors Act.
To Civil Practices.

HB 2361 (by Hilbert), Relating to durable powers of attorney.
To Judicial Affairs.

HB 2362 (by Hilbert), Relating to annexations by a municipality.
To Land & Resource Management.

HB 2363 (by Hilbert), Relating to the provision of services in certain annexed areas.
To Land & Resource Management.

HB 2364 (by Hilbert), Relating to the oversight of recently completed annexations by certain municipalities.
To Land & Resource Management.

HB 2365 (by Hilbert), Relating to strategic partnership agreements between certain municipalities.
To Land & Resource Management.

HB 2366 (by Hilbert), Relating to comprehensive annexation planning by a municipality.

To Land & Resource Management.

HB 2367 (by Wise), Relating to the preservation of farmland.

To Agriculture & Livestock.

HB 2368 (by Wise), Relating to certain rights in a criminal or juvenile justice proceeding afforded to a child victim.

To Criminal Jurisprudence.

HB 2369 (by Wise), Relating to appointing a guardian ad litem for certain children.

To Criminal Jurisprudence.

HB 2370 (by Wise), Relating to the priority and duration of criminal and juvenile justice proceedings involving a child victim.

To Criminal Jurisprudence.

HB 2371 (by Wise), Relating to the prosecution of and punishment for the offenses of kidnapping and aggravated kidnapping.

To Criminal Jurisprudence.

HB 2372 (by Wise), Relating to criminal history records of and disclosure of certain conduct by employees, volunteers, and prospective employees and volunteers of public schools.

To Public Education.

HB 2373 (by Olivo), Relating to notice of changes to the capital stock of an insurance company.

To Insurance.

HB 2374 (by Driver), Relating to the municipal courts of record in Garland.

To Judicial Affairs.

HB 2375 (by Telford), Relating to systems and programs administered by the Employees Retirement System of Texas.

To Pensions & Investments.

HB 2376 (by G. Lewis), Relating to eligibility for appointment to a subregional board of a transportation authority.

To Urban Affairs.

HB 2377 (by Denny), Relating to restricting the authority of the attorney general to issue a written opinion about the constitutionality of a state statute.

To State Affairs.

HB 2378 (by Wise), Relating to mandatory restitution in offenses involving the abduction of or interference with the custody of children.

To Criminal Jurisprudence.

HB 2379 (by Siebert), Relating to the composition of certain state or local governmental bodies.

To State Affairs.

HB 2380 (by Siebert), Relating to the abolition of unnecessary governmental entities.

To State Affairs.

HB 2381 (by Roman), Relating to speed limits on highways near institutions of higher education.

To Transportation.

HB 2382 (by Siebert, et al.), Relating to the regulation of the distribution and sale of towable recreational vehicles.

To Transportation.

HB 2383 (by Hochberg), Relating to the qualification of a nonprofit charitable or religious organization, school, or youth association for an exemption from ad valorem taxation.

To Ways & Means.

HB 2384 (by Delisi), Relating to the provision of charity care, indigent health care, and other community benefits by certain nonprofit hospitals.

To Public Health.

HB 2385 (by Delisi), Relating to the creation of the Health and Human Services Policy Council.

To State Affairs.

HB 2386 (by Delisi), Relating to Medicaid reimbursement for certain medical consultations.

To Public Health.

HB 2387 (by Maxey), Relating to the issuance of short-term debt by certain metropolitan rapid transit authorities.

To Urban Affairs.

HB 2388 (by Maxey and McClendon), Relating to the creation of intermunicipal commuter rail districts.

To Urban Affairs.

HB 2389 (by Maxey), Relating to the sale of laboratory services to certain persons by the Texas Department of Health.

To Public Health.

HB 2390 (by Maxey), Relating to the duty of certain hospitals to provide community benefits and charity care.

To Public Health.

HB 2391 (by Hodge), Relating to the period of validity of and fees for a personal identification certificate.

To Public Safety.

HB 2392 (by Hodge, et al.), Relating to student loan repayment assistance for certain dentists.

To Higher Education.

HB 2393 (by Serna), Relating to a civil service system for community supervision and corrections departments in certain counties.

To County Affairs.

HB 2394 (by Delisi), Relating to course fees charged for certain courses at public institutions of higher education.

To Higher Education.

HB 2396 (by Finnell), Relating to the prevention of horse theft.

To Agriculture & Livestock.

HB 2397 (by Finnell), Relating to certain agreements to provide health care services under the Indigent Health Care and Treatment Act.

To Public Health.

HB 2398 (by Garcia), Relating to the salary of elected officers in certain municipalities.

To Urban Affairs.

HB 2399 (by Garcia), Relating to municipal regulation of burglar alarm systems.

To Urban Affairs.

HB 2400 (by Garcia, et al.), Relating to family and medical leave for certain employees; providing a civil penalty.

To Economic Development.

HB 2401 (by Raymond), Relating to the ability of a public fire suppression entity to recover the cost of controlling or extinguishing a fire that is intentionally set.

To Criminal Jurisprudence.

HB 2402 (by Raymond), Relating to the 229th Judicial District and the district attorneys for the 49th and 229th judicial districts.

To Judicial Affairs.

HB 2403 (by Keel), Relating to the board of directors, boundaries, and financing of the Southwest Travis County Water District.

To Natural Resources.

HB 2404 (by Cuellar), Relating to motor vehicle insurance coverage written through the Texas Automobile Insurance Plan Association.

To Insurance.

HB 2405 (by Hochberg), Relating to certain conditions of community supervision for a person convicted of an alcohol-related offense.

To Criminal Jurisprudence.

HB 2406 (by Hochberg), Relating to a computerized criminal history search by the Department of Public Safety of persons licensed by certain state agencies.

To Public Safety.

HB 2407 (by Williamson), Relating to the abolition of the University Interscholastic League.

To Public Education.

HB 2408 (by Davis), Relating to the Communities in Schools program.

To Economic Development.

HB 2409 (by Coleman), Relating to creating a licensing program for adult foster care homes; providing criminal penalties.

To Human Services.

HB 2410 (by Coleman), Relating to authorizing the issuance of revenue bonds for a nursing and biomedical sciences facility at The University of Texas Health Science Center at Houston.

To Higher Education.

HB 2411 (by Coleman), Relating to student center fees at Texas Southern University.

To Higher Education.

HB 2412 (by Coleman), Relating to authorizing the issuance of revenue bonds for the University of Houston—Downtown.

To Higher Education.

HB 2413 (by D. Jones), Relating to certain bonds and notes issued by the board of regents of Texas Tech University.

To Higher Education.

HB 2414 (by D. Jones), Relating to vehicles for which an operator is required to have a commercial driver's license.

To Public Safety.

HB 2415 (by Zbranek), Relating to determining the residency of a child for establishing venue in original suits affecting the parent-child relationship.

To Juvenile Justice & Family Issues.

HB 2416 (by Danburg), Relating to the creation of the Texas Real Estate Inspector Licensing Board and the regulation of real estate inspectors; providing a criminal penalty.

To State Affairs.

HB 2417 (by Danburg), Relating to the registration of Reiki Practitioners; providing civil and criminal penalties.

To Public Health.

HB 2418 (by Danburg), Relating to telecommunications utility access to certain municipal public rights-of-way.

To State Affairs.

HB 2419 (by Hilbert), Relating to the attorney-client privilege.

To Judicial Affairs.

HB 2420 (by Hilbert), Relating to requiring a small business impact statement for bills and resolutions.

To State Affairs.

HB 2421 (by Counts), Relating to limiting the liability of the State Commission on Judicial Conduct.

To Civil Practices.

HB 2422 (by Giddings), Relating to municipal regulation of dangerous structures.

To Urban Affairs.

HB 2423 (by Hill), Relating to rates for switched access telecommunications services.
To State Affairs.

HB 2424 (by Puente), Relating to deductions of the amount of certain child support awards from lottery winnings.
To Juvenile Justice & Family Issues.

HB 2425 (by Junell), Relating to a cause of action for violation of collegiate athletic association rules by certain regional collegiate athletic associations.
To Civil Practices.

HB 2426 (by Coleman), Relating to the establishment of a "wheels for work" pilot program to assist certain recipients of AFDC.
To Economic Development.

HB 2427 (by Rodriguez), Relating to the certification and training of medical radiologic technologists; providing an administrative penalty.
To Public Health.

HB 2428 (by Pickett), Relating to the regulation of certain residential real estate managers; providing penalties.
To Licensing & Administrative Procedures.

HB 2429 (by Pickett, Talton, and Solis), Relating to certain alcohol-related offenses and to certain procedures for administrative and criminal proceedings held in connection with alcohol-related offenses.
To Criminal Jurisprudence.

HB 2430 (by Davis), Relating to community investment by certain insurers.
To Insurance.

HB 2431 (by Kamel), Relating to clerk's duties in criminal procedures.
To Criminal Jurisprudence.

HB 2432 (by Kamel), Relating to exempting certain students from the Texas Academic Skills Program testing.
To Higher Education.

HB 2433 (by Ramsay), Relating to sources of revenue dedicated to preservation, enhancement, and promotion of historical resources.
To Ways & Means.

HB 2434 (by Keel), Relating to the authority of a peace officer to make a warrantless arrest.
To Criminal Jurisprudence.

HB 2435 (by Keel), Relating to the offense of money laundering.
To Criminal Jurisprudence.

HB 2436 (by Keel), Relating to the business of selling checks.
To Financial Institutions.

HB 2437 (by Bonnen), Relating to the Texas Property and Casualty Guaranty Association.
To Insurance.

HB 2438 (by Chisum), Relating to the fire insurance rates and fire suppression ratings of a municipality at or near the state's borders.

To Insurance.

HB 2439 (by Chisum), Relating to peace officers from adjoining states enforcing the law in a bordering municipality in this state.

To Criminal Jurisprudence.

HB 2440 (by Chisum), Relating to the repeal of the ad valorem tax exemption for the Nature Conservancy of Texas.

To Ways & Means.

HB 2441 (by Kubiak), Relating to the election of the board of directors of an appraisal district.

To Ways & Means.

HB 2442 (by Galloway, et al.), Relating to the prosecution of and the penalty for the offense of tampering with identification numbers.

To Criminal Jurisprudence.

HB 2443 (by Talton), Relating to classification and appointment of firefighters and police officers in certain municipalities.

To Urban Affairs.

HB 2444 (by Talton), Relating to certain environmental permitting procedures of the Texas Natural Resource Conservation Commission.

To Environmental Regulation.

HB 2445 (by Greenberg, Krusee, Dukes, Maxey, and Naishtat), Relating to the authority of certain metropolitan rapid transit authorities to hold a referendum on the operation of a fixed rail transit system.

To Urban Affairs.

HB 2446 (by Greenberg, Krusee, Dukes, Maxey, and Naishtat), Relating to performance audits of certain metropolitan transit authorities.

To Urban Affairs.

HB 2447 (by Greenberg), Relating to the membership of a local workforce development board.

To Economic Development.

HB 2448 (by Hightower), Relating to the creation, administration, powers, duties, operations, and financing of the Lake Livingston Special Utility District; providing for severability and declaring an emergency.

To Natural Resources.

HCR 125 (by Davis), Directing the Texas Parks and Wildlife Department to report to the 75th Legislature on plans to implement findings of a study on state historic sites.

To State, Federal & International Relations.

HCR 126 (by Finnell), Relating to requesting the Texas congressional delegation to sponsor legislation regulating the speed at which a train may travel through a municipality.

To Transportation.

HCR 127 (by Driver), In memory of Officer Michael David Moore.
To Rules & Resolutions.

HCR 129 (by Tillery), Designating March 24, 1997, as Balch Springs Day at the State Capitol.

To Rules & Resolutions.

HJR 89 (by Wise), Proposing a constitutional amendment relating to the preservation of farmland.

To Agriculture & Livestock.

HJR 90 (by Denny), Proposing a constitutional amendment restricting the authority of the attorney general to issue an opinion about the constitutionality of a state statute.

To State Affairs.

HJR 91 (by Hochberg), Proposing a constitutional amendment relating to the appraisal of residence homesteads for ad valorem taxation by school districts and other political subdivisions of this state.

To Revenue & Public Education Funding, Select.

HR 315 (by Wise), Honoring the volunteers of the Senior Companion Program and welcoming them to the Capitol.

To Rules & Resolutions.

HR 317 (by McClendon), In memory of Evelyn Steward.

To Rules & Resolutions.

HR 318 (by McClendon), Honoring Diana Kinlaw for her service to the community.

To Rules & Resolutions.

HR 319 (by McClendon), Honoring Melvin L. Braziel.

To Rules & Resolutions.

HR 320 (by Cuellar), Supporting the Business Anti-Smuggling Coalition.

To Rules & Resolutions.

HR 321 (by Davis), Congratulating the Duncanville High School Pantherettes on winning the Class 5A Girls' State Basketball Championship.

To Rules & Resolutions.

HR 322 (by McClendon), Commemorating the 50th reunion of Phillis Wheatley High School's Class of 1947.

To Rules & Resolutions.

HR 323 (by McClendon), Congratulating Ervie and Velma Harrison on being named King and Queen of the 1997 Mardi Gras Ball.

To Rules & Resolutions.

HR 324 (by McClendon), Honoring the Griffin family of San Antonio.

To Rules & Resolutions.

HR 325 (by Kamel and Glaze), In memory of Ralph Spence, Sr.

To Rules & Resolutions.

SB 115 to Human Services.

SB 116 to Human Services.

SB 273 to Human Services.

SB 275 to Civil Practices.

SB 382 to Insurance.

SB 383 to Insurance.

SB 384 to Insurance.

SB 387 to Insurance.

SB 544 to Urban Affairs.

SB 585 to Insurance.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

Senate List No. 4

SCR 31

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, March 11, 1997

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 103 Williams SPONSOR: Ogden
Congratulating Betty Jane Burlin on being named 1997 Citizen of the Year by the Grimes County Chamber of Commerce.

HCR 128 Carter SPONSOR: Moncrief
Declaring March 10, 1997, Tarrant County Day.

SB 132 Bivins
Relating to placement of a public school student in an alternative education program.

SB 136 Bivins
Relating to placement of a student who is expelled from public school in a juvenile justice alternative education program.

SB 139 Bivins

Relating to curriculum requirements for alternative education programs and juvenile justice alternative education programs.

SB 162 Barrientos

Relating to prevention and treatment of diabetes.

SB 422 Cain

Relating to the licensure of a hospital with multiple premises under a single license and the provision of certain services by licensed hospitals.

SB 584 Ogden

Relating to spending by state agencies for certain employee benefits and membership dues.

SB 674 Brown

Relating to the prosecution of the offense of possession or promotion of child pornography.

Respectfully,

Betty King
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

March 10

Corrections - **HB 156, HB 438, HB 1050**

Elections - **HB 35**

Judicial Affairs - **HB 411, HB 622, HB 971, HB 1152**

Natural Resources - **HB 706, HB 1406**

Pensions & Investments - **HB 337**

State Recreational Resources - **HB 394**

SENT TO THE GOVERNOR

March 10 - **HCR 100, HCR 105, HCR 107, HCR 114**